IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.549 OF 1997

Shri Gopichand Nathuram Aswani ...Petitioner

Versus

Shri K.N.Patil & Anr. ...Respondents

.....

Mr.Prakash Naik for Petitioner.

Mr.K.V.Saste, A.P.P. for Respondents.

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CORAM: A.M.KHANWILKAR, J.

MARCH 22, 2005.

P.C.

1. This Petition questions the show-cause notice issued to the Petitioner in exercise of powers under Section 56 of the Bombay Police Act dated 24th February 1997. During the pendency of this Petition, the Petitioner has enjoyed the benefit of interim order passed by this Court on 8th September 1997.

2. By efflux of time, the purpose for which those proceedings were initiated, which, however, were interdicted by this Court’s interim order, must have come to an end.

3. In the peculiar circumstances, this Petition is allowed in terms of prayer clause (a), keeping all the questions open, including remedy of initiating appropriate proceedings against the Petitioner to the Authorities, if and when occasion arises.

4. Petition disposed of on the above terms.

A.M.KHANWILKAR, J.